

### Subpart E—Acid Rain Permit Contents

#### § 72.50 General.

(a) Each Acid Rain permit (including any draft or proposed Acid Rain permit) will contain the following elements in a format prescribed by the Administrator:

(1) All elements required for a complete Acid Rain permit application under § 72.31 of this part, as approved or adjusted by the permitting authority;

(2) The applicable Acid Rain emissions limitation for sulfur dioxide; and

(3) The applicable Acid Rain emissions limitation for nitrogen oxides.

(b) Each Acid Rain permit is deemed to incorporate the definitions of terms under § 72.2 of this part.

#### § 72.51 Permit shield.

Each affected unit operated in accordance with the Acid Rain permit that governs the unit and that was issued in compliance with title IV of the Act, as provided in this part and parts 73, 75, 77, and 78 of this chapter, and the regulations implementing section 407 of the Act, shall be deemed to be operating in compliance with the Acid Rain Program, except as provided in § 72.9(g)(6) of this part.

### Subpart F—Federal Acid Rain Permit Issuance Procedures

#### § 72.60 General.

(a) *Scope.* This subpart contains the procedures for federal issuance of Acid Rain permits for Phase I of the Acid Rain Program and Phase II for sources in States or geographic areas where the Administrator is the permitting authority as provided under regulations implementing title V of the Act. The procedures in this subpart do not apply to the issuance of Acid Rain permits by State permitting authorities with operating permit programs approved under part 70 of this chapter, except as expressly provided in subpart G of this part.

(b) *Permit Decision Deadlines.* The Administrator will issue or deny an Acid Rain permit under § 72.69(a) within 6 months of receipt of a complete Acid Rain permit application submitted for

a unit, in accordance with § 72.21, at the U.S. EPA Regional Office for the Region in which the source is located.

#### § 72.61 Completeness.

(a) *Determination of Completeness.* The Administrator will determine whether the Acid Rain permit application is complete within 30 days of receipt by the U.S. EPA Regional Office for the Region in which the source is located. The permit application shall be deemed to be complete if the Administrator fails to notify the designated representative to the contrary within 30 days of receipt.

(b) *Supplemental Information.* (1) Regardless of whether the Acid Rain permit application is complete under paragraph (a) of this section, the Administrator may require submission of any additional information that the Administrator determines to be necessary in order to review the Acid Rain permit application and issue an Acid Rain permit.

(2)(i) The designated representative shall submit the information required under paragraph (b)(1) of this section within 30 days after he or she is notified of the requirement for supplemental information unless the Administrator allows for additional time to collect and submit the information.

(ii) If the designated representative fails to submit the supplemental information within the required time period, the Administrator may disapprove that portion of the Acid Rain permit application for the review of which the information was necessary and may deny the source an Acid Rain permit.

#### § 72.62 Draft permit.

(a) After the Administrator receives a complete Acid Rain permit application and any supplemental information, the Administrator will issue a draft permit that incorporates in whole, in part, or with changes or conditions as appropriate, the permit application or deny the source a draft permit.

(b) The draft permit will be based on the information submitted by the designated representative of the affected source and other relevant information.